IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY
WRIT PETITION NOs : 15780 & 13269 of 1994

Writ Petition No.15780 of 1994

Between:
Parents Asstn, of St.Joseph's Girls High School rep.by it's Secretary,Kodipaka Ayyanna,No.11-4-113 Raja's Garden Guntur.

..... PETITIONER

AND

1 Govt. of A.P., Rep.by its secretary, Education Department, Secretariat, Hyderabad.
2 Director of School Education, Near Telephone Bhavan, Hyderabad.
3 Dist. Educational Officer,Guntur.
4 St.Joseph's Girls High School, Guntur - 522 004.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue of Writ, order or direction more particularly one in the nature of Writ of Certiorari calling for the records pertaining to G.O.Ms.No.271 Education dt.21.8.94 on the file of the 1st respondent and quash the same as illegal and declaring the same as ultra vires to the provisions of Articles 14&21 of the Constitution of India and various provisions of A.P.Education Act and A.P. Educational Institutions (Regulation of admissions and Prohibition of Capitation fee) Act 1983 (Act.5/83) and pass such other order or orders as the Hon'ble Court may deem fit and proper.

W.P.NO.13269 OF 1994

Between:
St. Joseph's Girls High School Guntur rep. by its Correspondent Rev. Sister Theophil, r/o. Guntur.

..... PETITIONER

AND

1 State of A.P. rep. by its Secretary to Government Education Department, Secretariat, Hyderabad.
2 Director, School Education, Near Telephone Bhavan, Hyderabad.
3 Parents' Association of St. Joseph's Girls High School rep. by its Secretary, Guntur.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to ssue a writ of mandamus or any other writ, order or direction of like nature A) to declare the provisions of Rules 15 and 16 of the rules issued in G.O.Ms.1 Education (PS.2) dt. 1-1-1994 as unconstitutional and ultra vires the provisions of Articles 14 and 30 of the Constitution of India; B) to direct the Government to forbear from enforcing or applying the said rules to the petitioner institution; and pass such other order or orders.

Counsel for the petitioner in W.P No. 15780 of 1994 and 3rd respondent in W.P No. 13269 of 1994: MR.V.S.R.ANJANEYULU, Advocate.

Counsel for respondent Nos 1 to 3 in W.P No. 15780 pf 1994 and respondents 1 and 2 in W.P No. 13269 of 1994: GP FOR EDUCATION.

Counsel for the Petitioner in W.P NO. 13269 of 1994: Mr. B. Krishna Mohan, Advocate.

The Court made the following Common Order:

As has been rightly submitted by the learned Counsel for the petitioner in W.P.No.15780 of 1994, no further cause in both these writ petitions survive, requiring any further adjudication.

The writ petitions shall accordingly stand dismissed without costs.

17.06.2004
bsv

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary to Government, Education Department, Government of A.P., Secretariat, Hyderabad.
2 Director of School Education, Near Telephone Bhavan, Hyderabad.
3 District Educational Officer,Guntur.
4 2 CCs to the Government Pleader for Education, High Court Bldgs., High Court of A.P., Hyderabad (OUT)
5 2CD copies